

*D. Gausele*  
H 2002  
12.10.02

PATENT  
Docket No. CYM-025  
24738-7003

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
**Roy Ostgaard, et al**  
 Serial No.: 09/156,952  
 Filed: September 18, 1998  
 For: SAMPLE VIAL FOR USE IN  
 PREPARING CYTOLOGICAL  
 SPECIMEN

Group Art Unit: 1770  
 Examiner: Patricia Bex

**Box Appeal**  
 Commissioner for Patents  
 Washington, D.C. 20231

NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated September 11, 2002 of the Examiner rejecting claims 1-8, 10 and 12-26.

The items checked below are appropriate.

- Appeal Fee:
- Large Entity Fee of \$320.00; or
  - Small Entity Fee of \$160.00.
  - Applicant(s) claim Small Entity Status under 37 CFR § 1.27.
- Petition for Extension of Time (3 mos.)
- Petition for Extension of Time Fee
- Return Postcard.

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(37 C.F.R. §1.6 (d))

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Respectfully submitted,  
BINGHAM McCUTCHEN LLP

Dated: 12-9-02

By: David T. Burse  
David T. Burse  
Reg. No. 37,104



23639

PATENT TRADEMARK OFFICE

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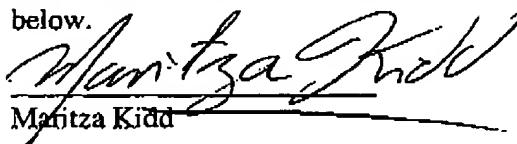
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**Re: US Application Serial No. 09/156,952**  
**Filed 9/18/1998**  
**Inventor: Roy Ostgaard, et al**

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